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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Joseph A. Kaiser Jr. Examiner: Kenneth B. Wells  
Serial No.: 10/698,299 Group Art Unit: 2816  
Filing Date: October 31, 2003  
Title: High-Resolution Variable Attenuation Device  
Docket No: LTXL-126 (56335-026)

**CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: 4/28/05

Weiguo Chen  
Weiguo Chen

Mail Stop: Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
Dear Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

In response to the restriction requirement dated December 14, 2004 for the above-identified application, Applicant elects, without traverse, to prosecute species A (claims 1-28) corresponding to FIG.1. Applicant reserves the right to prosecute one or more separate applications with claims directed to species B corresponding to FIG.9 and species C corresponding to FIG.10.

If there are any questions regarding the election, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

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1590.00 0P

A check in the amount of \$1590.00 is enclosed herewith for the Fee of Extension for Response. No additional costs are believed to be due in connection with the filing of this paper. However, the Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to our Deposit Account No. 50-1133.

Dated: 4/27/05

Respectfully submitted,

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